IN THE UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Terrybear, Inc.,)
a Minnesota Corporation,) Civil Action No. 04-1129 PAM/RLE
)
Plaintiff,)
VS.)
)
Church & Chapel Metal Arts, Inc.,)
an Illinois corporation,)
)
Defendant.)

STIPULATION AND ORDER FOR DISMISSAL

The parties have settled the above-captioned litigation pursuant to a Settlement Agreement signed October 7, 2004.

IT IS STIPULATED by the parties, through their respective counsel, that this action may be dismissed with prejudice and without any costs to any party, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

IT IS FURTHER STIPULATED that an order to this effect may be entered without further notice.

Dated October 8, 2004

By: s/William F. McIntyre

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Dated October 8, 2004

By: s/James R. Armbruster

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